

MANSFIELD TOWNSHIP COMMITTEE MEETING

May 22, 2013

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Mr. Clancy made a motion to approve the minutes from the regular meeting held on May 8, 2013 with the corrections, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

APPROVAL OF THE BILL LIST:

Mr. Watters made a motion to approve the bill list with the addendum, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

Mr. Watters made a motion to approve payment of Purchase Order 130477 to the girl scouts for the clean-up of the municipal properties, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

CFO REPORT:

Mr. Pandos explained that there is a quote from the company that has been suggested by the Township's Assessor and there is an ordinance that was prepared by Mr. Pandos if the Township Committee is in agreement with this quote.

Mr. Pandos explained that himself and the Deputy Tax Collector went to Washington Borough for interviews for the Tax Collector and there were two candidates one was not interested due to the money and the other candidate seemed to fit the position well. There is also another interview that will be scheduled for May 29, 2013.

CLERKS REPORT:

Ms. Hrebenak stated that she received correspondence from the bank that is in charge of the property maintenance of 6 Highland Ave and they are asking what maintenance that needs to be done.

Ms. Hrebenak stated that she has a Coin Toss application for Butler Park that she would need a motion to approve the coin toss on the Township Road.

Mr. Watters made a motion to approve the Coin Toss application for Butler Park to be held on Clinton Ave on either May 25, 2013 or June 1, 2013, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: Mrs. Kocher

ENGINEERS REPORT:

Mr. DiSessa explained that the Starbucks is under construction and also the kiosk for Bank of America at Family Food Mart on Route 57.

Mayor Tomaszewski asked Mr. DiSessa about the humidity issue in the building.

Mr. DiSessa explained that he does not believe there is anything else that can be done to the system to fix the humidity issue.

Mayor Tomaszewski asked Mr. Pandos to explain to the Township Committee what happened with the payroll issue.

Mr. Pandos explained that there was an issue with the payroll company and one of the employees had issues with overdrafts due to the payroll not being deposited into his account. Mr. Pandos explained that he took his own money to reimburse the employee the charges that he was charged.

Mayor Tomaszewski made a motion to approve paying Mr. Pandos the \$50 that he had reimbursed one of the officers for the payroll issue of the direct deposit not going in correctly, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

PUBLIC PORTION:

Mr. McKeivitt asked the Township Committee about the traffic on Hazen Road and what can be done with the cars that are not following the detour and also stated that there are trucks that are using the road which is not allowed due to the weight of the trucks.

Mayor Tomaszewski stated that the trucks on the road are an issue, but the motor vehicles can travel the road.

Joe Farino, Assistant Coach for softball, presented the Township Committee members with the schedule for his softball team and asked that any of the members interested come to the games. Mr. Farino stated that there was someone that showed up to his softball game and when he looked into who it was it was Mrs. Kocher and he questioned if there was anything wrong with how he is coaching.

Nick and Joe Toscano explained that they are working on the gate for the fence and making it out of T111.

Carol Borden, Cheerio Lane, asked if this gate would be closed for most of the day.

Mayor Tomaszewski stated that they are open for business during the day so that is not something that we can require.

Mrs. Borden read a deed from 1958 when the property first changed hands.

Mr. Vex asked if the project with the fence could be done by the next meeting which would give Washington Auto Salvage 3 weeks to have everything completed.

Mrs. Thompson asked about the bread truck with the advertisements on it and they can also still see the racks from their property.

Kathy Todd, Jackson Valley Road and Softball Commissioner, explained that she received complaints about strange people being at games and also that she had an issue with a child that chose to quit and that she inquired as to the reason and none was given, so she is under the assumption that the child did not want to continue to play softball.

RESOLUTION:

RESOLUTION # 2013 -69
TRANSFER OF MANSFIELD TOWNSHIP TRUST FUNDS
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Township Committee of the Township of Mansfield deemed it in the best interest of the Township to amend the Cash Management Plan to include as a authorized bank for deposit Unity Bank,

NOW, THEREFORE BE IT RESOLVED, that the Acting Chief Financial Officer is authorized to transfer the following Mansfield Township trust accounts from Fulton Bank of New Jersey to Unity Bank.

Accumulated Absences Trust Account
Capital Trust Account
COAH Trust Account

Outside Employment Trust Account
Parking Offenses Adjudication Trust Account

Mr. Watters made a motion to approve the passage of Resolution 2013-69, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstained: None

RESOLUTION # 2013-70
TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY
TO AUTHORIZE AND APPROVE THE ANNUAL SALARY FOR A TOWNSHIP EMPLOYEE

WHEREAS, Ordinance # 2013-04 established the salary for a certain employee of the Township of Mansfield, County of Warren,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employee shall be compensated as follows:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Steven Davis	Tax Collector	\$ 10,000.00 / Annual Salary Commencing 3/27/13

Mr. Watters made a motion to approve the passage of Resolution 2013-70, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstained: None

RESOLUTION # 2013-71

TO AUTHORIZE AND APPROVE SALARIES AND WAGES FOR CERTAIN EMPLOYEES

WHEREAS, Ordinance # 2011-16 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employees shall be compensated for the year 2013, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Dena Hrebenak	Municipal Clerk	\$ 54,427.00
Dena Hrebenak	Insurance Fund Commissioner	\$ 1,500.00
Dena Hrebenak	Elections Officer	\$ 200.00 / election

Dena Hrebenak	Assessment Search Officer	\$ 1,000.00
JoAnn Fascenelli	Deputy Treasurer	\$ 9,000.00
JoAnn Fascenelli	Deputy Tax Collector	\$ 30,059.00
JoAnn Fascenelli	Certified Recycling Professional	\$ 2,100.00
JoAnn Fascenelli	Clean Communities Coordinator	\$ 1,400.00
Bernard Murdoch	Certified Tax Assessor	\$ 23,152.00
Bernard Murdoch	Certified Lists	\$ 620.00
Patricia Zotti	Planning Board Secretary	\$ 16,021.00
Ruth Pante'	Economic Development Secretary	\$ 271.00
Ruth Pante'	Historical Sites Secretary	\$ 977.00
Joan Kries	Police Secretary	\$ 31,194.00
Christopher Fournier	Smoke Detector Inspector	\$ 1,577.00
Brent Sliker	Public Works Superintendent	\$ 72,695.00
Jerilynn Harris	Court Administrator	\$ 70,650.00
Vera Hart	Deputy Court Administrator	\$ 52,760.00
Lisa Rudd	Deputy Court Administrator	\$ 40,000.00
Judith Casella	Violations Clerk	\$ 13.98/Hr.
Rosemarie Hoover	Violations Clerk	\$ 15.01/Hr.
John Palmer	Judge	\$ 82,122.00
James Morrow	Municipal Prosecutor	\$ 34,165.00
Jerilynn Harris	Call-Outs	\$ 50.00 / call out
Vera Hart	Call-Outs	\$ 50.00 / call out
Lisa Rudd	Call-Outs	\$ 50.00 / call out

Mrs. Kocher made a motion to approve the passage of Resolution 2013-71, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstained: None

RESOLUTION # 2013-72

Return of Premium

TOWNSHIP OF MANSFIELD

WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed within five (5) years of the tax sale, and a premium of \$ 25,100.00 was paid at the time of the sale;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 22ND day of May 2013 that the \$ 25,100.00 premium is to be returned to the certificate holder as noted:

CERTIFICATE HOLDER

BLOCK/LOT

CERT #

US BANK-CUST/SASS MUNI VI dtr
2 Liberty Place
50 S. 16th Street, Suite 1950
Philadelphia, PA 19102

Block 1105.01 Lot 23

2011-08

Mr. Watters made a motion to approve the passage of Resolution 2013-72, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

RESOLUTION # 2013-73 LIEN REDEMPTION

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed and the money due thereon paid to the Township of Mansfield Tax Collector;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 22nd day of May 2013 that refund is to be made to the certificate holder as noted:

US BANK-CUST/SASS MUNI VI dtr
2 Liberty Place
50 S. 16th Street, Suite 1950
Philadelphia, PA 19102

Block 1105.01 Lot 23
Certificate # 2011-08
\$ 25,601.42

Mr. Watters made a motion to approve the passage of Resolution 2013-73, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY RESOLUTION # 2013 –74

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER

WHEREAS, N.J.S.A. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount; and

WHEREAS, the Township of Mansfield has been awarded \$ 19,346.24 from the Solid Waste Administration – FY 2013 Clean Communities Grant and wishes to amend its 2013 Budget to include this amount as revenue.

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$ 19,346.24 which is available as a revenue from:

Miscellaneous Revenues –

Revenue Offset with Appropriations – 2013 Clean Communities Grant

Total with increase to be \$ 19,346.24

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$ 19,346.24 be and the same is hereby appropriated under the caption of:

General Appropriations –

Public & Private Programs Offset by Revenues – 2013 Clean Communities Grant

State / Federal Share \$ 19,346.24

Non State Share \$

Total with increase to be \$ 19,346.24

BE IT FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

Mrs. Kocher made a motion to approve the passage of Resolution 2013-74, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

ORDINANCE

First Reading:

ORDINANCE 2013-11

TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY

AN ORDINANCE TO AMEND CHAPTER 413 OF THE CODE OF THE TOWNSHIP OF MANSFIELD TO PROVIDE REGULATIONS REGARDING WATER USE

Preamble: Mansfield Township is fortunate to be located over the Northwest 15 Basin, Sole Source Aquifer. For years the aquifer has been replenished by ample yearly rain fall and healthy streams of water in the Musconetcong River, the Pequest River, and Pohatcong Creek. In recent years the effects of progress are beginning to take its toll. Higher population in the area means greater water use, lower amounts of rain fall has led to lower river levels and less groundwater runoff which means that it takes a longer time to replenish the water taken from the aquifer. If we want to assure the health of our township, we must act to protect the aquifer from water waste. Even though Mansfield Township has no Water Department and controls no water utility companies its citizens receive water from another municipality, from private water companies, and various private wells. This ordinance provides a means to support all of these water suppliers in times of water emergencies.

413-10. Declaration of Water Emergency:

WHEREAS the Township of Mansfield, when its Township Committee, is satisfied that a water emergency exists in the Township, may adopt, by authority of this ordinance, a resolution declaring that a water emergency exists in the Township. Typically this water emergency could result from an extended drought or a breakdown of the infrastructure, such as a water main break, or other unforeseen circumstances. The resolution shall be adopted by the Township Committee at any regular, special, adjourned or emergency public meeting of the Township. Such a resolution shall identify that portion of the Township affected by the water emergency, which may include the entire Township, and shall specify which of the water use restrictions contained in paragraph 413-11 of this chapter is being imposed, as well as any exemptions that may be authorized. Such resolution shall be effective immediately, and shall continue in effect for 90 days unless extended or repealed as set forth in paragraph 413-12 of this chapter. For the purpose of this section, a water emergency shall exist if, for any of the following reasons:

A. If any public or private utility providing water service to all, or a portion, of the Township has adopted water use restrictions, has notified the Township Clerk, the New Jersey Board of Public Utilities, and the New Jersey Department of Environmental Protection, as well as any other state, county, or local agency entitled to notice of such restrictions, and such restrictions are not overruled or declared invalid by any state, county or local agency having the jurisdiction and power to do so; or

B. The Township Committee is otherwise satisfied that a water emergency exists in the Township.

413-11. Water Use Restrictions:

Upon adoption, by the Township Committee, of a resolution declaring that a water emergency exists in the Township, in accordance with paragraph 413-10 of this chapter, all citizens shall be urged to observe the voluntary indoor conservation measures. In addition, any of the following water use restrictions that shall be imposed and shall be applicable to all residents and tenants, except where a bona fide health emergency exists and to exempt businesses, as specified herein during the water emergency;

A. The complete ban and prohibition of outside water usage including the watering of lawns and plants, the filling of pools and the washing of cars and houses or;

B. Outside water usage on alternate days allowing outside water use by persons or businesses having even house numbers on even days and those having odd house numbers on odd days with outside water usage being banned and prohibited on the 31st day of any month during the water emergency; or

C. Any other water use restriction specified by the Township Committee in the resolution required by paragraph 413-10 of this chapter, which is reasonable under the circumstances considering the nature and extent of the water emergency. Any water restriction imposed pursuant to this section shall be limited in application to that portion of the township, which may include the entire Township, identified as being affected by the water emergency in the resolution of the Township Committee adopted in accordance with the opening paragraph of this ordinance.

D. Typical, voluntary, water conservation measures may include but are not limited to the following:

- a. Do not allow water to run continuously while shaving or brushing teeth
- b. Showers vs. baths
- c. Low volume toilets which use less water per flush
- d. Full loads in dish washers and clothes washers rather than partial loads
- e. Clean sidewalks and driveways with a broom rather than a hose
- f. Use mulch and native plants to conserve water in the garden
- g. Use rain barrels to capture water from downspouts for use at a later time
- h. Use soaker hoses or drip irrigation to water trees, gardens, and flower beds
- i. Wash cars at a private car wash which filters and recycles water

413-12. Duration of Water Use Restrictions:

The resolution of the Township Committee required by paragraph 413-10 of this chapter shall, in addition to complying with paragraph 413-10, provide a period of time during which the water use restrictions imposed shall be applicable and which shall be no longer than reasonably necessary to abate the water emergency under the circumstances considering the nature and extent of the water emergency. At the expiration of the time period specified in the resolution, the water use restriction shall lapse and be inapplicable and unenforceable. If the Township Committee shall be satisfied that the water emergency has been abated prior to the expiration of the time period specified in the resolution, it shall adopt a resolution declaring the water emergency ended and the water use restrictions inapplicable; if, at the expiration of the time period specified in the resolution the Township Committee shall be satisfied that the water emergency continues to exist, it may adopt a resolution in accordance with the requirements of this chapter continuing the water use restrictions.

413-13. Enforcement of water use restrictions:

The water use restrictions imposed, pursuant to this chapter, shall be enforced during a water emergency by the local authorized official, including the Township Police Department, members of the Township Committee, Township Zoning Officer, and the head of the Department of Public Works. When a violation is discovered, the authorized official shall issue, to the offender, a written warning and explain the penalties for second and third offenses as provided by paragraph 413-14 of this chapter. The local, authorized official shall keep such records as may be reasonable and necessary for the purpose of determining the persons and businesses who have been warned upon a first offense. The local authorized official, or the officers of the Police Department, are hereby empowered to write summonses for the violation of the water use restrictions imposed pursuant to this chapter.

413-14. Violations and Penalties:

After a first offense in accordance with paragraph 413-13 of this chapter, any person or business who thereafter violates the water use restrictions imposed, pursuant to this chapter shall be fined \$500, for the second offense. For a third and subsequent offense, the fine imposed shall be \$1000, or imprisonment for 20 days or both.

413-15. Exempt Businesses:

The following businesses shall be exempt from the water use restrictions:

1. Car Washing - provided that the business has a water recycling system.
2. Steam Cleaning of carpets - when the provider has a self contained filter and recycle system used to provide water for steam generation.

The following entities will be required to follow these guidelines to support water use restrictions:

1. Charities using car washes as a fund raiser - these must be postponed until the water emergency is over.

2. Businesses that provide high pressure water house cleaning services. - must be postponed until the water emergency is over.

Mayor Tomaszewski made a motion to approve the introduction of Ordinance 2013-11 and requested that the public hearing be advertised for June 12, 2013 at 8pm, which was seconded by Mr. Clancy.

Ayes: None

Nays: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Absent: None

Abstained: None

ORDINANCE 2013-12

AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE SUM OF \$ 188,050.00 UNDER N.J.S.A. 40A:4-53 TO CONDUCT A PROPERTY REVALUATION FOR PURPOSES OF TAX ASSESSMENTS FOR THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, STATE OF NEW JERSEY

BE IT ORDAINED: by the Township Committee of the Township of Mansfield, Warren County, State of New Jersey as follows:

SECTION 1

Pursuant to N.J.S.A. 40A:4-53, the sum of One Hundred Eighty-Eight Thousand Fifty Dollars (\$ 188,050.00) is hereby appropriated to conduct a property revaluation for purposes of tax assessments for the Township of Mansfield, and shall be deemed a special emergency appropriation as defined and provided for in N.J.S.A. 40A:4-53.

SECTION 2

The Township of Mansfield is hereby authorized to issue negotiable notes to meet this emergency appropriation in the manner and method provided for in N.J.S.A. 40A:4-55, and provision for payment thereof shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of the amount authorized pursuant to said act until the appropriation has been fully provided for. Such notes shall bear the designation: "Special Emergency Notes – Conduct a Property Revaluation."

SECTION 3

All other ordinance provisions which are inconsistent with the terms of this Ordinance are hereby declared null and void and repealed.

SECTION 4

That two (2) certified copies of this ordinance be filed with the Director of the Division of Local Government Services.

Mr. Watters made a motion to approve the introduction of Ordinance 2013-12 and requested that the public hearing be advertised for June 12, 2013 at 8pm, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mayor Tomaszewski

Nays: Mr. Clancy, Mrs. Kocher

Absent: None

Abstained: None

Second Reading:

ORDINANCE 2013-07

**TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY**

AN ORDINANCE TO AMEND CHAPTER 22 OF THE CODE OF THE TOWNSHIP OF MANSFIELD TO PROVIDE REGULATIONS REGARDING USED CLOTHING DONATION BINS.

WHEREAS, the Township of Mansfield believes that in light of the recent trend of businesses placing clothing donation bins, such amendments are necessary to update, supplement, clarify and/or explain certain provisions in the Zoning Ordinance, and

WHEREAS, the Township of Mansfield recognizes the control of the location of Clothing Donation Bins has become a matter of public concern as they may effect the health and safety of residents of this community, and

WHEREAS, the Township of Mansfield Residents making donations utilizing said bins are entitled to information regarding the entities receiving said donations, and

WHEREAS, pursuant to N.J.S.A. 40:48-2.60 et seq. entities utilizing said bins for the receipt of donations are required to obtain a permit from the municipality allowing such use;

NOW, THEREFORE, be it ordained by the Mayor and Township Committee of the Township of Mansfield that the Land Use Code of the Township of Mansfield shall be amended as follows:

CHAPTER 22 – Zoning, of the Ordinances of Mansfield Township, Section 22-2, Definitions, is hereby amended and supplemented with the following new definition:

CLOTHING DONATION BIN — Any enclosed receptacle or container made of metal, steel or a similar product and designed or intended for the donation and the temporary storage of clothing or other materials.

Chapter 22-13 Conditional Uses, of the Ordinances of Mansfield Township is hereby amended and supplemented, by adding the following new subsections as follows:

22-13.12 Clothing Donation Bins

- **Permitted Areas.** Placement of clothing donation bins shall not be permitted on properties containing a residential use or uses, vacant or undeveloped land, or on properties within the industrial zones of the township.

- It shall be unlawful for any person to place, use, or employ a clothing donation bin (herein referred to as bin) for solicitation purposes within the Township of Mansfield unless all of the following requirements are met:
 - Any person desiring a permit under this chapter shall file with the Zoning Officer an original application, in writing, on a form furnished by the Zoning Department, along with an initial application fee as specified on the application.
 - The permit will be valid for a specified period of time.
 - In applying for such a permit, the applicant shall set forth the following information:
 - The applicant's name, business name and business address;
 - The location where the bin would be situated, as precisely as possible;
 - A description of the clothing donation bin to be covered by the permit;
 - The manner in which the person anticipates any clothing or other donations collected via the bin would be used, sold, or dispersed, and the method by which the proceeds of collected donations would be allocated or spent;
 - The name, and telephone number of the bona fide office required pursuant to subsection (4) of this section, of any entity which may share or profit from any clothing or other donations collected via the bin;
 - Name and phone number of the nonprofit organization displayed on each bin; and
 - Written consent from the property owner(s) to place the bin on the property.
 - All bins on a single property shall not cover a ground surface area in excess of six feet by twelve feet, nor be more than six feet in height.
 - The bin(s) shall be appropriately located so as not to interfere with sight triangles, on-site circulation, required setbacks, landscaping, parking, and any other requirements that may have been imposed as part of the site plan approval for the premises, and shall be placed on a concrete or paved surface.
 - The Zoning Officer shall not grant an application for a permit to place, use or employ a clothing donation bin, if he/she determines that the placement of the bin(s) could constitute a safety hazard. Such hazards shall include, but not be limited to, the placement of clothing donation bins within 100 yards of any place which stores large amounts of, or sells, fuel or other flammable liquids or gases,

or the placement of the bin would constitute a traffic hazard.

- The bin(s) shall be of the type that are enclosed by use of a receiving door and locked so that the contents of the bin(s) may not be accessed by anyone other than those responsible for the retrieval of the contents.
- The following information shall be clearly and conspicuously displayed on the clothing donation bin(s):
 - The name and address of the registered person that owns the bin(s) and of any other entity which may share or profit from clothing or other donations collected via the bin(s); and
 - The telephone number of the person's bona fide office, and if applicable, the telephone number of the bona fide office of any other entity which may share or profit from any clothing or other donations collected via the bin(s);
 - In cases where any entity other than the person who owns the bin(s) may share or profit from any clothing or other donations collected via the bin(s), a notice, written in a clear and easily understandable manner, indicating that clothing or other donations collected via the bin(s), their proceeds or both, may be shared or given entirely to, an entity other than the person who owns the bin(s), and identifying all such entities which may share or profit from such donations;
 - A statement consistent with the information as required by Section 3-(4) of this Ordinance, indicating the manner in which the person anticipates any clothing or other donations collected via the bin(s) would be used, sold or dispensed and indicating the method by which the proceeds of the collected donations would be allocated.
- It shall be the duty of each registered organization issued a permit hereunder to properly maintain and service any clothing donation bin placed within the Township so as to prevent such clothing bins from creating any nuisance, hazardous or unsafe condition, including accumulation of any items outside of the bin(s).
- An expiring permit for a clothing donation bin may be renewed upon application for renewal and payment of a renewal fee not to exceed \$25 annually.
- If any used clothing donation bins are placed without a permit, or an inspection reveals that such bins are not in compliance with this section, enforcement and abatement shall take place as generally provided under this article.
 - The minimum penalty of fine for the violations of any of the provisions of this chapter shall be \$100 per violation.

- The zoning officer, the building inspector, or other code enforcement officer, the police department, and the Warren County Department of Health are hereby individually and severally empowered to enforce the provisions of the Ordinance.
- A violation of this ordinance may result in the Township seizing the bin, removing it at the owner's expense and selling the contents at public auction. All proceeds from such sale shall be paid to the Chief Financial Officer of the municipality.

Mr. Clancy made a motion to approve the passage of Ordinance 2013-07 and requested that the results be advertised, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

ORDINANCE 2013-10

AN ORDINANCE TO AMEND CHAPTER III A OF THE CODE OF THE TOWNSHIP OF MANSFIELD BY ADDING NEW SECTIONS 3 CLINIC SPORTS REGISTRATION FEES AND SCHOLARSHIPS

WHEREAS, the Township Committee of the Township of Mansfield has determined that there should be, within the Township of Mansfield; recreation registration fees.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, that the Code of the Township of Mansfield is hereby amended to include the following provisions regarding recreation registration fees.

Section 1

Chapter IIIA of the Code of the Township of Mansfield is hereby amended to include a new section establishing Clinic Sports Registration Fees:

Chapter IIIA-13. Clinic sports registration fees for participation of children in sports clinics of the Township of Mansfield shall be as follows:

- Learn to Play Field Hockey Clinic \$40.00
- Summer Soccer Clinics
 - 1. PreK-K \$40 for five (5) one (1) hour sessions
 - 2. 1st -8th \$90 for five (5) two (2) hours sessions

Section 2

This ordinance shall take effect immediately after passage.

Section 3

Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Mr. Clancy made a motion to approve the passage of Ordinance 2013-10 and requested that the results be advertised, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstained: None

EXECUTIVE SESSION:

Mayor Tomaszewski made a motion to go into Executive Session at 8:44PM, which was seconded by Mr. Watters.

Return from Executive Session at 9:32pm.

Roll Call: Mr. Smith, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

COMMITTEE PERSON COMMENTS:

Mr. Smith made a motion to approve Mr. Sliker getting the trucks sandblasted.

Mr. Watters made a motion to adjourn at 9:32 pm, which was carried by all.